

**PUBLIC MEETING
December 9, 2010
MINUTES**

Chairman Mike Murray called the meeting to order at 9 a.m. Commissioner Derek Brown and Commissioner Andy Hunthausen were present. Others attending all or a portion of the meeting included Eric Bryson, K. Paul Stahl, Kelly Blake, Nancy Everson, Christal Ness, and Rita Cortright, Recording Secretary.

Pledge of Allegiance. Everyone recited the Pledge.

Consent Action Items. (Eric Bryson)

- a. Vendor Claims Report for the Week of December 6, 2010. (Marni Bentley)
- b. Public Meeting Minutes for June 10, June 15, June 17, June 22, June 24, June 29, and Admin Staff Meeting Minutes for June 10 and June 24, 2010. (Carole Byrnes)
- c. Resolution 2010-344 Ordering a Refund of Taxes/Fees/Assessments Paid by Forrest A. and Margaret Baertsch in the Amount of \$436.60. (Cheryl Green)
- d. Independent Consultant Contract Between Lewis & Clark County and Helena Physicians' Clinic for Physician Services Provided by David Krainacker, M.D., at Cooney Home in the Amount of \$1,100.00/Month. (Eric Bryson)

Eric Bryson reported on the consent agenda and recommended approval.

No public comments were received.

Commissioner Brown moved approval of the consent action items and authorized the Chair to sign. Commissioner Hunthausen seconded the motion. The motion carried 3-0.

Contract and Encroachment Agreement Between Lewis and Clark County and Adam and Shauna Shanks. The corner of the house built on Lot 39, Applegate Meadows, also known as 7374 Cider Drive, Helena, MT, is encroaching into the 20-foot utility easement on the northwest side of the lot. (Christal Ness)

Christal Ness reported that the house, located in the northwest corner of the lot, encroaches approximately 4 feet into the 20-foot utility easement. The public utility companies have all signed with their consent for this encroachment. There are no utilities currently in this easement.

Commission Hunthausen wanted it known for the record that this easement was on the plat, was recognizable, and was available to the folks that own the lot.

Commissioner Brown moved approval of the easement as presented and authorized the Chair to sign. Commissioner Hunthausen seconded the motion. The motion carried 3-0.

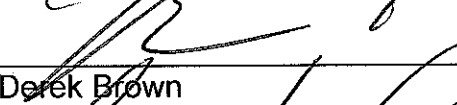
Public comments on any public matter within the jurisdiction of the Commission that is not on the agenda above. None.

There was no other business, the meeting adjourned at 9:07 a.m.

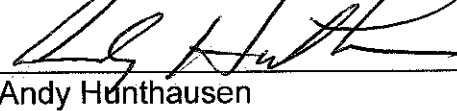
LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS



Michael A. Murray, Chairman

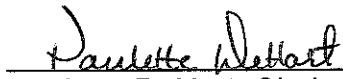


Derek Brown



Andy Hunthausen

ATTEST:



Paulette DeHart, Clerk of the Board